

# EXHIBIT D



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Please reply to the Radnor Office

July 16, 2010

VIA E-MAIL

Deborah S. Davidson  
Morgan Lewis & Bockius, LLP  
77 West Wacker Drive  
Chicago, IL 60601

Re: *Shane v. Amcore Financial, Inc. et al.*  
Case No. 10-cv-50089 (N.D. Ill.)  
(Consolidated with Civil Action No. 3:10-cv-50132)

Dear Debbie:

This letter is in response to your letter dated July 7, 2010 addressed to Ed Ciolko, in which you asked that we confirm plaintiffs and any agent or representative acting on their behalf "(1) are complying with their own obligations under the Federal Rules to preserve documents and data related to this litigation, including ESI; and (2) will continue to do so during the pendency of this litigation."

This letter confirms that our clients understand their need to preserve documents, both tangible and electronic, in accordance with the Federal Rules, and that they have taken and will continue to take steps to meet these obligations with respect to the above-captioned, consolidated action.

Best Regards,

BARROWAY TOPAZ KESSLER  
MELTZER & CHECK, LLP

A handwritten signature in black ink, appearing to read 'Mark K. Gyandoh', written over a horizontal line.

Mark K. Gyandoh, Esquire

cc: Edward W. Ciolko (*via electronic mail*)  
Kirsten A. Milton (*via electronic mail*)  
Norman Rifkind (*via electronic mail*)  
Leigh R. Lasky (*via electronic mail*)  
Ameila Susan Newton (*via electronic mail*)  
Heidi E. VonderHeide (*via electronic mail*)  
Gregory Egleston (*via electronic mail*)